

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
 ) CASE NO. MJ 13-452  
Plaintiff, )  
 )  
v. )  
 ) DETENTION ORDER  
YUNG-HSU TSENG, )  
 )  
Defendant. )  
\_\_\_\_\_ )

Offense charged: Conspiracy to Possess with Intent to Distribute Cocaine; Possession with  
Intent to Distribute Cocaine

Date of Detention Hearing: September 16, 2013.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
that no condition or combination of conditions which defendant can meet will reasonably  
assure the appearance of defendant as required and the safety of other persons and the  
community.

///

01 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

02 1. Defendant and two co-defendants were arrested near the U.S./Canadian border  
03 on September 9, 2013 in a vehicle in which 25 kilo sized bricks of cocaine were allegedly  
04 found. Defendant was dressed in camouflage clothing and the backpack in which cocaine was  
05 alleged found was located next to him in the backseat of the car.

06 2. Defendant has dual citizenship in Canada and Taiwan. He has valid passports  
07 from both countries. Pretrial Services indicates that defendant did not initially reveal the  
08 existence of the Taiwanese passport when questioned. Defendant contends the omission was  
09 inadvertent.

10 3. Defendant poses a risk of nonappearance due to dual citizenship in Taiwan and  
11 Canada, failure to initially disclose the Taiwanese passport, contradictory information about  
12 finances, unstable employment history, and strong family ties to and frequent travel to Taiwan.  
13 In addition, an immigration detainer has been filed. Defendant poses a risk of danger due to  
14 the nature and circumstances of the instant charges.

15 4. There does not appear to be any condition or combination of conditions that will  
16 reasonably assure the defendant's appearance at future Court hearings while addressing the  
17 danger to other persons or the community.

18 It is therefore ORDERED:

19 1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
20 General for confinement in a correction facility separate, to the extent practicable, from  
21 persons awaiting or serving sentences or being held in custody pending appeal;

22 2. Defendant shall be afforded reasonable opportunity for private consultation with

01 counsel;

- 02 3. On order of the United States or on request of an attorney for the Government, the  
03 person in charge of the corrections facility in which defendant is confined shall deliver  
04 the defendant to a United States Marshal for the purpose of an appearance in connection  
05 with a court proceeding; and
- 06 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
07 for the defendant, to the United States Marshal, and to the United State Pretrial Services  
08 Officer.

09 DATED this 16th day of September, 2013.

10  
11 

12 Mary Alice Theiler  
13 Chief United States Magistrate Judge  
14  
15  
16  
17  
18  
19  
20  
21  
22